



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Bardy

Serial No.: 10/042,402

Filed: 1/7/2002

Title: System And Method For Providing  
Diagnosis And Monitoring Of  
Congestive Heart Failure For Use In  
Automated Patient Care

Attorney Docket No.: 020.0254.US.CON

Commissioner for Patents  
Alexandria, VA 22313-1450

Group Art Unit: 3762

Examiner: Unassigned

RECEIVED  
AUG 20 2003  
TC 3700 MAIL ROOM

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

This Information Disclosure Statement is submitted:

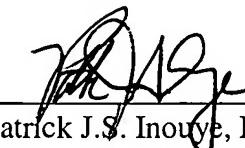
- under 37 CFR 1.97(b), or  
(Within three months of filing national application; or date of entry of international application; or before mailing date of first office action on the merits; whichever occurs last)
- under 37 CFR 1.97(c) together with either a:  
— Statement under 37 CFR 1.97(e), or  
— a \$180.00 fee under 37 CFR 1.17(p), or  
(After the CFR 1.97(b) time period, but before final action or notice of allowance, whichever occurs first)
- under 37 CFR 1.97(d) together with a:  
— Statement under 37 CFR 1.97(e), and  
— a \$180.00 fee set forth in 37 CFR 1.17(p).  
(Filed after final action or notice of allowance, whichever occurs first, but before payment of the issue fee)

Applicant(s) submit herewith Form PTO 1449-Information Disclosure Citation together with copies, of patents, publications or other information of which applicant(s) are aware, which applicant(s) believe(s) may be material to the examination of this application and for which there may be a duty to disclose in accordance with 37 CFR 1.56.

The relevance of the attached references is that this is the closest art of which Applicant is aware. Applicant submits that the above references taken alone or in combination neither anticipate nor render obvious the present invention. Consideration of the foregoing in relation to this application is respectfully requested.

Applicant requests that the information disclosed herein be made of record in this application.

Respectfully submitted,



---

Patrick J.S. Inouye, Esq.  
Attorney/Agent for Applicant(s)  
Reg. No. 40297

Date: August 14, 2003

Telephone No.: (206) 381-3900

Law Offices of Patrick J.S. Inouye  
810 Third Avenue, Suite 258  
Seattle, WA 98104  
(206) 381-3900  
(206) 381-3999



PTO/SB/08A (10-01)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**Substitute for form 1449A/PTO**

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**  
*(use as many sheets as necessary)*

Sheet

1

of

1

***Complete if Known***

Application Number	10/042,402
Filing Date	Jan. 7, 2002
First Named Inventor	Bardy, Gust H.
Art Unit	3736
Examiner Name	Unassigned
Attorney Docket Number	020.0254.US.CON

**U.S. PATENT DOCUMENTS**

U.S. E U 2003  
TC 3700 MAIL ROOM

## **FOREIGN PATENT DOCUMENTS**

Examiner Signature		Date Considered	
-----------------------	--	--------------------	--

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup>Applicant's unique citation designation number (optional).<sup>2</sup>See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04.

<sup>3</sup>Applicant's unique station designation number (optional). <sup>4</sup>Search Codes at [www.uspto.gov](http://www.uspto.gov). <sup>5</sup>See also [www.uspto.gov](http://www.uspto.gov) for Patent Document at [www.uspto.gov](http://www.uspto.gov) No. 1,754,134.  
<sup>6</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST 3). <sup>7</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>8</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST 16 if possible. <sup>9</sup>Applicant is to place a check mark here if English language Translation is attached.

document under WIPO Standard ST. 16 if possible. Applicant is to place a check mark here if English language translation is attached.  
Burden Hour Statement: This form is estimated to take 2.0 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Mail Stop IDS, PO Box 1450, Alexandria, VA 22313-1450.

RECEIVED



Please place a plus sign (+) inside this box

→

3762  
#67125  
TO/101/03  
PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paper Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

<b>TRANSMITTAL FORM</b>		<b>Application Number</b>	10/042,402
		<b>Filing Date</b>	Jan 7, 2002
		<b>First Named Inventor</b>	Bardy, Gust H.
		<b>Group Art Unit</b>	3762
		<b>Examiner Name</b>	Unassigned
Total Number of Pages in This Submission		<b>Attorney Docket Number</b>	020.0254.US.CON

## ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	1 Published Reference Postcard
<input checked="" type="checkbox"/> Information Disclosure Statement and Transmittal Letter	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s)	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application	<input type="checkbox"/> Remarks	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

RECEIVED  
AUG 20 2003  
TC 3700 MAIL ROOM

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Law Offices of Patrick J.S. Inouye
Signature	
Date	August 14, 2003

## CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Mail Stop IDS, PO Box 1450, Alexandria, VA 22313-1450 on this date:

August 14, 2003

Type or printed name	Larissa V. Pigott
Signature	
Date	August 14, 2003

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Mail Stop IDS, PO Box 1450, Alexandria, VA 22313-1450.